

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

UNITED STATES OF AMERICA,

)

Plaintiff,

)

v.

)

BILLY WAYNE MOORE,

)

Defendant.

)

No. 04cr10050-T

UNITED STATES' MOTION TO CONTINUE SETTING DATE

COMES NOW, the United States of America, by and through Terrell L. Harris, United States Attorney, and James W. Powell, Assistant United States Attorney for the Western District of Tennessee, and moves this Honorable Court as follows:

The defendant, Billy Wayne Moore, represented by Mr. Jeff Mueller, has been re-scheduled for a trial date on Wednesday, August 31, 2005. Counsel for the government has a conflict with that trial date, as on the same date the United States Attorney Office is conducting a day-long office-wide function which includes annual continuing legal education training.

Movant has discussed the filing of this motion with Mr. Mueller, counsel for the defendant, who has expressed his assent to this motion, provided that the resetting of the trial date is not sooner than currently set. Also, Mr. Mueller informed government counsel that he has not yet received the requested transcripts that were a part of his motion to continue filed on July 28, 2005.

THE THEREFORE, for the grounds set forth above, the government respectfully requests that the defendants scheduled trial date be reset to a later date.

MOTION GRANTED
DATE: 10 August 2005

James D. Todd
James D. Todd
U.S. District Judge

This document entered on the docket sheet in compliance
with Rule 55 and/or 32(b) FRCR on 8/11/05

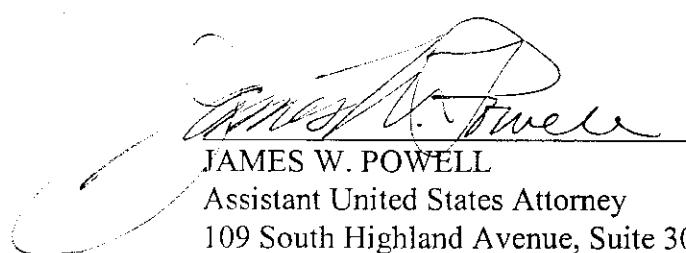
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CLERK US DISTRICT COURT
TENNESSEE
W.D. OF TENNESSEE

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Respectfully submitted,

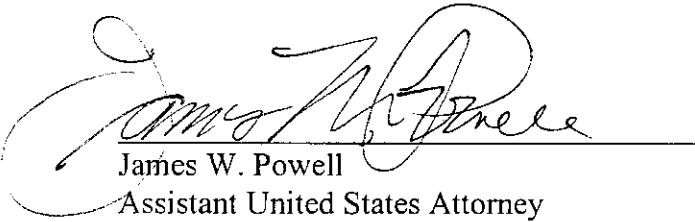
TERRELL L. HARRIS
United States Attorney



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CERTIFICATE OF SERVICE

I, James W. Powell, Assistant United States Attorney for the Western District of Tennessee, hereby certify that a copy of the foregoing has been delivered to Mr. Jeff Mueller, Counsel for the defendant, at his business address at 1289 North Highland Avenue, Jackson, Tennessee



James W. Powell
Assistant United States Attorney



Notice of Distribution

This notice confirms a copy of the document docketed as number 49 in case 1:04-CR-10050 was distributed by fax, mail, or direct printing on August 11, 2005 to the parties listed.

Jeff Mueller
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Ste. 300
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Honorable James Todd
US DISTRICT COURT